

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input type="checkbox"/> Policy/Regulation Interpretation <input checked="" type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 07/13/2012	NEED RESPONSE BY:
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: San Francisco County, Agency of Human Services	
3. PHONE NO.:	7. SUBJECT: TCF benefits	
4. REGULATION CITE(S): MPP 63-504.13(a)	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). 63-504.13(a)	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

On the Feb. QR7 which was submitted timely in March, the client reported a termination of his earned income. Client submitted the copy of last check received in February, also submitted a copy of the first check of UIB received at the beginning of March. CWD correctly terminated the earned income (effective 02/29) and issued supplemental CF benefits for March on 03/07/12. The UIB payment is reasonably anticipated for the following quarter effective 04/1/12. Since the UIB income exceeds the family MAP, the CW program discontinued effective 03/31/12, and TCF authorized for 5 months, April through August. Calwin, the eligibility system, correctly removed the cash grant from the TCF budget, excluded the new UIB income, but included the earned income that was terminated effective 02/29. Calwin did not use the revised CF budget of March, rather used the original budget of January and February except no CW grant.

Q: Is it correct to include the earned income in the TCF budget even though it was terminated according to the above scenario ?

10. REQUESTOR'S PROPOSED ANSWER:

I disagree with the budget that calwin used. Since the earned income was removed from the budget of CF program in the month that the cash grant was still in the budget, calwin should only remove the cash grant from the CF budget and keep the \$0.00 earned income because it was terminated previously.

According to MPP 63-504.13(a), CF benefits shall be issued in an amount equal to the allotment received in the last month of CW eligibility with the adjustment of removing the CW grant as a result of CW program termination.

In this case calwin should have used the March revised budget (without the earned income) with CW grant removed to issue the CF allotment

11. STATE POLICY RESPONSE (CFPB USE ONLY):

The state agrees with the county's answer.

Per MPP 63-504.132(a)

Benefits shall be issued in an amount equal to the allotment received in the last month of CalWORKS eligibility, adjust for the change in household income as a result of termination in the CalWORKs program.

If March was the last month CalWORKs benefits were received, the Transitional CalFresh benefits must be issued in that amount.

The budget for March should not have earned income used, and in fact, as the income was not used to budget for March, it must not be used to determine TCF amounts. It appears that, in this case, earnings were erroneously added back in to the budget when determining ongoing TCF benefits.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: